

05909 U.S. PTO
011404

PATENTS
Modified PTO 1082
For A Small Entity

Attorney Docket No.: CIPHBIO-11 CON

22390 U.S. PTO
10/758326
011404

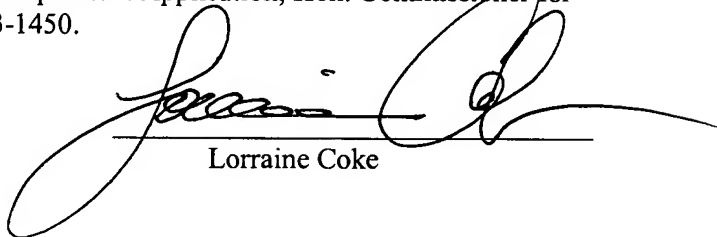
Applicant : Sidney E. Buttrill, Jr.
For : ELECTRIC SECTOR TIME-OF-FLIGHT MASS SPECTROMETER
WITH ADJUSTABLE ION OPTICAL ELEMENTS

EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EV300005275US.

Date of Deposit January 14, 2004.

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop Patent Application, Hon. Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.


Lorraine Coke

Mail Stop Patent Application
Hon. Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RULE 53(b)
CONTINUING PATENT APPLICATION

Sir:

This is a request for filing a ☒ continuation, ☐ divisional, application of pending prior Application No. 10/424,351, (Confirmation No. 2881), filed April 24, 2003.

Transmitted herewith for filing are the ☒ specification; ☒ claims; ☒ abstract; ☒ declaration and power of attorney; ☒ printEFS data sheet; for the above-identified patent application.

The enclosed declaration is:

- ☐ Newly executed (original or copy).
- ☒ Copy from a prior application (37 C.F.R. § 1.63(d)).
- ☐ A signed statement is attached deleting inventors named in the prior application (37 C.F.R. §§ 1.63(d)(2) and 1.33(b)).
- ☒ The entire disclosure of the prior application, from which a copy of the declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☒ The prior application, Application No. 10/424,351, filed April 24, 2003, is assigned of record to CIPHERGEN BIOSYSTEMS, INC., 6611 Dumbarton Circle, Fremont, California 94555.

Also transmitted herewith are:

☒ 11 sheets of:

☒ Formal drawings.

☐ Informal drawings. Formal drawings will be filed during the pendency of this application.

☐ An assignment of the invention to _____.

☐ A check in the amount of \$40.00 to cover the recording fee.

☐ Please charge \$40.00 to Deposit Account No. 06-1075 in payment of the recording fee. A duplicate copy of this transmittal letter is transmitted herewith.

☐ An associate power of attorney.

☐ A certified copy of the priority document, _____ application, No. _____, filed _____.

☒ Small Entity Status is respectfully requested.

☒ Please cancel claims 2 through 46 before calculating the filing fee as shown below.

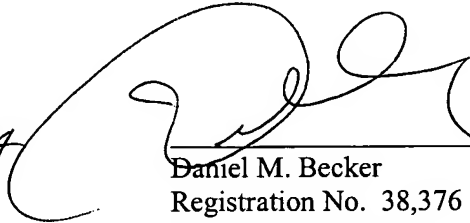
| FOR | NUMBER FILED | | | NUMBER EXTRA | RATE | FEE |
|--|-----------------|---|----|-----------------|-----------|-----------------|
| BASIC FEE | | | | | | \$385.00 |
| TOTAL CLAIMS | 1 | - | 20 | = 1 | X \$9 = | \$0.00 |
| INDEPENDENT CLAIMS | 1 | - | 3 | = 1 | X \$43 = | \$0.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS | | | | | + \$145 = | \$ |
| TOTAL | | | | | | <u>\$385.00</u> |

☒ [X] A check in the amount of \$ 385.00 in payment of the filing fee is transmitted herewith.

☒ [X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16 in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

☐ [] Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

14 JAN 2004



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